

12/05/00

12/05/00 U.S. PTO

12-07-00

A

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

CERTIFICATE OF EXPRESS MAILING

By certify that this paper and the documents and/or fees referred to as attached herein are being deposited with the United States Postal Service on December 5, 2000 in an envelope as "Express Mail Post Office to Addressee" service under 37 CFR §1.10, Mailing Label Number EL610161321US, addressed to the Assistant Commissioner for Patents, Washington, DC 20231.

Diane Schwanbeck

Attorney Docket No. MEWBP001

First Named Inventor: Edward CUMMING



25920

PATENT TRADEMARK OFFICE

12/05/00 U.S. PTO 09/730628

UTILITY PATENT APPLICATION TRANSMITTAL (37 CFR § 1.53(b))
(Regular application claiming foreign priority)

Assistant Commissioner for Patents
Box Patent Application
Washington, DC 20231

☐ Duplicate for
fee processing

Sir: This is a request for filing a patent application under 37 CFR § 1.53(b) in the name of inventor:
Edward Cumming

For: **BREATHING APPARATUS**

This application claims priority under 35 U.S.C. § 119 from United Kingdom Application No. 9928939.9, filed on December 7, 1999.

Application Elements:

- ☒ 20 Pages of Specification, Claims and Abstract
- ☒ 02 Sheets of Drawings (Informal)
- ☐ — Pages Combined Declaration and Power of Attorney

Accompanying Application Parts:

- ☐ Assignment and Assignment Recordation Cover Sheet (recording fee of \$40.00 enclosed)
- ☐ 37 CFR 3.73(b) Statement by Assignee
- ☐ Information Disclosure Statement with Form PTO-1449
- ☐ Copies of IDS Citations
- ☐ Preliminary Amendment
- ☒ Return Receipt Postcard
- ☐ Other:

Claim For Foreign Priority

☒ Priority of United Kingdom Application No. 9928939.9, which was filed on December 7, 1999 is claimed under 35 U.S.C. § 119.

- ☐ The certified copy is enclosed.
- ☒ The certified copy will follow.

Request for Small Entity Status



Applicant is entitled to small entity status.

Fee Calculation (37 CFR § 1.16)

	(Col. 1) <u>NO. FILED</u>	(Col. 2) <u>NO. EXTRA</u>	<u>SMALL ENTITY</u> <u>RATE</u>	<u>FEE</u>	<u>OR</u>	<u>LARGE ENTITY</u> <u>RATE</u>	<u>FEE</u>
BASIC FEE			\$355	\$355.00	OR	\$710	\$
TOTAL CLAIMS	<u>20</u>	-20 = <u>00</u>	x09=	\$	OR	x18=	\$
INDEP CLAIMS	<u>02</u>	-03 = <u>00</u>	x40=	\$	OR	x80=	\$
[] Multiple Dependent Claim Presented			\$135=	\$	OR	\$270=	\$
* If the difference in Col. 1 is less than zero, enter "0" in Col. 2.			Total	<u>\$355.00</u>	OR	Total	\$



Check No. 4546 in the amount of **\$355.00** is enclosed.



The Commissioner is authorized to charge any fees beyond the amount enclosed which may be required, or to credit any overpayment, to Deposit Account No. 50-0805 (Order No. MEWBP001).

General Authorization for Petition for Extension of Time (37 CFR § 1.136)



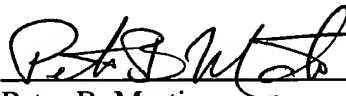
Applicant hereby makes and generally authorizes any Petitions for Extensions of Time as may be needed for any subsequent filings. The Commissioner is also authorized to charge any extension fees under 37 CFR §1.17 as may be needed to Deposit Account No. 50-0805 (Order No. MEWBP001).



Please send correspondence to the following address:

Peter B. Martine
MARTINE PENILLA & KIM, LLP
710 Lakeway Drive, Suite 170
Sunnyvale, CA 94085
Tel (408) 749-6900
Fax (408) 749-6901
Customer No. 25920

Date: December 5, 2000



Peter B. Martine
Registration No. 32,043